

IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEBRASKA

CARROLL E. HEATHERLY, as)	
Independent Administrator of)	
the Estate of MARGARET M.)	
HEATHERLY, deceased, and)	
CARROLL E. HEATHERLY,)	
)	
Plaintiffs,)	8:01CV332
)	
v.)	
)	
MIDWEST SPECIALIZED)	ORDER AND JUDGMENT
TRANSPORTATION; and DAVID)	
GILBERTSON,)	
)	
Defendants,)	
)	
v.)	
)	
STEVEN ALEXANDER,)	
)	
Third-Party Defendant.)	
)	
_____)	

Pursuant to the memorandum opinion entered herein this date,

IT IS ORDERED that defendants' renewed motion for judgment as a matter of law and alternatively, motion for a new trial or, in the further alternative, motion for remittitur (Filing No. 224) is denied.

DATED this 22nd day of May, 2006.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge
United States District Court